

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Pepicelli et al.

Application No.: 10/727,195

Confirmation No.: 6922

Filed: December 3, 2003

Art Unit: 1646

For: REGULATION OF LUNG TISSUE BY  
PATCHED THERAPEUTICS AND  
FORMULATIONS AND USES RELATED  
THERE TO

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Examiner: Z. C. Howard

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR 1.97, Applicant hereby makes of record the following additional documents. A PTO Form SB/08 and a full copy of each document required under 37 CFR 1.98(a)(2) accompany this statement.

Applicant has become aware of the following document, cited in a Japanese Office Action issued November 17, 2009, during the prosecution of Japanese Application No. 2000-569830, which corresponds to the above referenced application, and in accordance with 37 CFR 1.97(d) and (e)(1), hereby submits this document for the Examiner's consideration. This document is cited on the enclosed PTO Form SB/08, and a copy of the Japanese Office Action and of each document required under 37 CFR 1.98(a)(2) cited thereon are enclosed as well.

This statement is not to be interpreted as a representation that the cited document is material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall

the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicant understands the Examiner will make an independent evaluation of the cited document.

This Supplemental Information Disclosure Statement is filed after the mailing date of a Final Office Action or Notice of Allowance, whichever occurred first, but on or before payment of the Issue Fee (37 CFR 1.97(d)).

I hereby certify, pursuant to 37 CFR 1.97(e)(1), that each item of information contained in this Supplemental Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement. Accordingly, Applicant hereby requests that the Supplemental Information Disclosure Statement be considered.

Please charge our Deposit Account No. 18-1945 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 18-1945, under Order No. HC-P02-032.

Dated: January 12, 2010

Respectfully submitted,

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